



YERINGTON PAIUTE TRIBE
171 Campbell Lane
Yerington, NV 89447
Phone: (775) 463-3301
Fax: (775) 463-2416

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DEC 06 2016

ENVIRONMENTAL PROTECTION

December 1, 2016

Tribal Chairman
Laurie A. Thom

Vice-Chairman
Albert Roberts

Member
Linda L. Howard

Member
Elwood L. Emm

Member
Nate Landa

Member
Delmar Stevens

Member
Cassie Roberts

Deputy Administrator
Vacant

Secretary of Record
Shelley Cunningham

Governor Brian Sandoval
State Capitol Building 101 N. Carson Street
Carson City, NV 89701

RE: Letter of November 7, 2016 from David Emme, NDEP, Docket EPA-HQ-OLEM-2016-0433, Anaconda Site, Lyon County, Nevada.

Dear Governor Sandoval:

We appreciate being included in the correspondence between NDEP (David Emme) and EPA regarding the Yerington Mine CERCLA site. In order to meet the various agreements between the Tribe and the State of Nevada regarding consultation and the actions NDEP proposes, the following meetings need to be scheduled:

1. A preliminary meeting including David Emme and our Environmental Director, Ginny Hatch, to provide details on the arrangements disclosed in the referenced correspondence.
2. A meeting for you and I regarding management of the site and the proposed changes.

As we have made you and NDEP aware, we are in concurrence with the need to continue the listing process for this site. As the temporary measures to contain the toxic mining waste come to the end of their service life, the time has come for decisions and swift action to protect our community. In addition, the regulatory authority and federal funding opportunity through Superfund Listing protects the state from the significant liability this site represents and provides assurance to the community that corrective actions will occur. Federal funding is not the sole reason for including this site on the NPL. It is also notable that listing the site does not prohibit BP from financially supporting the actions currently proposed to be paid through Superfund. In fact, this could accelerate remediation timelines.

Management of an experienced and proactive responsible party such as BP has its own challenges to both State and Tribal governments. We were assured by our meeting with you last winter that we are equally committed to addressing this site and protecting our community. Your leadership in this effort has been key to progress. The entire community is grateful for your support of listing the site.

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Ginny Hatch, (775) 224-1617, will be in contact with your office to schedule. We look forward to continuing to work together to meet our shared goals.

Sincerely,

A handwritten signature in black ink, appearing to read "Laurie A. Thom". The signature is fluid and cursive, with a large initial "L" and a stylized "T".

Laurie A. Thom, Chairman, Yerington Paiute Tribe

Cc: David Emme, Nevada Division of Environmental Protection
Kay Scherer, Interim Director, Department of Conservation and Natural Resources
Jeff Page, County Manager, Lyon County
Dan Newell, City Manager, City of Yerington
Alexis Strauss, Acting Regional administrator, US EPA Region IX
Enrique Manzanilla, Director, Superfund Division, US EPA Region IX
John Ruhs, Nevada Director, Bureau of Land Management
Amber Torres, Chairman, Walker River Paiute Tribe